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16310 U.S.PTO  
011304

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Express Mail Label No. EV 382 941 200 US

PATENT APPLICATION  
Docket No: 14321.27.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application:  
Examiner: Reza Sedighian  
Art Unit: 2633

031356 U.S.PTO  
10/756561  
011304



Mail Stop PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## TRANSMITTAL FOR DIVISIONAL PATENT APPLICATION

Sir:

This is a request for filing a divisional application under 37 C.F.R. § 1.53(b), of pending prior application Serial No. 09/644,324, filed on August 23, 2000, of Akira Okada, Kazutoshi Kato, Kazuto Nouchi, Yoshihisa Sakai, Takashi Sakamoto, Morito Matsuoka, and Sen-ichi Suzuki for OPTICAL PACKET ROUTING NETWORK SYSTEM BASED ON OPTICAL LABEL SWITCHING TECHNIQUE, (hereinafter "the Parent Application").

- A. Enclosed Application Elements and Accompanying Parts
  - A specification, claims, abstract, and cover page in total comprising seventy-one (71) pages.
  - Twenty-eight (28) sheets of drawings.
  - A copy of the Combined Declaration, and Power of Attorney as originally filed in the Parent Application and currently in effect.
  - A Request for Nonpublicaiton of Application.
  - Entitlement to small entity status under 37 C.F.R. §§ 1.9 and 1.27.
  - A Declaration Claiming Small Entity Status is enclosed.

- A Declaration Claiming Small Entity Status was filed in the Parent Application and such status is still proper and desired.
- The present application claims entitlement to Small Entity Status under 37 CFR §§ 1.9 and 1.27
- A Certificate of Mailing by "Express Mail" certifying a filing date for the enclosed application by use of Express Mail Label No. EV382941200US.
- A Preliminary Amendment.
- An Associate Power of Attorney.

B. Instructions and Averments

- Priority to United States Patent Application Serial No. 09/644,324 filed on August 23, 2000 is claimed under 35 U.S.C. § 120.
- Priority to Japanese Application Serial Nos. 238,794/1999 filed on August 25, 1999 and 070,872/2000 filed on March 14, 2000 is claimed under 35 U.S.C. § 119.
- A certified copy of each of the above-referenced Japanese priority applications is filed in prior application Serial No. 09/644,324, filed August 23, 2000.
- The Parent Application is assigned of record to Nippon Telegraph and Telephone Corporation, as recorded at reel 011246, frames 0678.

C. Payments

The filing fee has been calculated as shown below.

			SMALL ENTITY	LARGE ENTITY
FOR	NO. FILED	NO. EXTRA	RATE	Fee
BASIC FEE				\$385
TOT. CLAIMS	3-20=	0	X 9=	X 18=
IND. CLAIMS	1-3=	0	X 42	X 84=
MULTIPLE DEPENDENT CLAIM			+140=	+280=
			<b>TOTAL</b>	<b>770</b>

- Form PTO-2038 submitting Credit Card Payment in the amount of \$770.00 covering the filing fee is enclosed.

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- Please debit Deposit Account No. 23-3178 in the amount of \$\_\_\_\_ for the government filing fee.
  - The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.
    - Any additional filing fees required under 37 C.F.R. § 1.16.
    - Any patent application processing fees under 37 C.F.R. § 1.17.
  - The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3178.
    - Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims.
    - Any patent application processing fees under 37 C.F.R. § 1.17.
  - The issue fee set forth in 37 C.F.R. § 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. § 1.311(b).
  - A duplicate copy of this letter is enclosed.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 13<sup>th</sup> day of January 2004.

Respectfully submitted,



DANA L. TANGREN  
Attorney for Applicant  
Registration No. 37,246  
Customer No. 022913

PATENT APPLICATION  
Docket No. 14321.27.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

"Express Mail" Mailing Label No.: EV 382 941 200 US

Date of Deposit: January 13, 2004

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

I hereby certify that the following documents are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated below in an envelope addressed to Mail Stop PATENT APPLICATION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450:

- Patent Application in the names of Akira Okada, Kazutoshi Kato, Kazuto Nouchi, Yoshihisa Sakai, Takashi Sakamoto, Morito Matsuoka, and Sen-ichi Suzuki for OPTICAL PACKET ROUTING NETWORK SYSTEM BASED ON OPTICAL LABEL SWITCHING TECHNIQUE, (71 pages)
- Drawings (28 sheets)
- Copy of Combined Declaration and Power of Attorney (6 pages)
- Transmittal Letter (3 pages) (in duplicate)
- Form PTO-2038 submitting Credit Card Payment in the amount of \$770.00
- Postcard

Dated this 13<sup>th</sup> day of January 2004.

Respectfully submitted,

  
DANA L. TANGREN  
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